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Docket No. 02047.000153  
Date: January 31, 2006

NOTICE OF APPEAL FROM THE PRIMARY EXAMINER  
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES

In re Application of: STEPHEN A. SCHROEDER ET AL.

Application No.: 09/903,710

For: METHOD OF PREPARING LIQUID COMPOSITIONS FOR DELIVERY OF N-[N-(3,3-DIMETHYLBUTYL)-L- $\alpha$ -ASPARTYL]-L-PHENYLALANINE 1-METHYL ESTER IN FOOD AND BEVERAGE SYSTEMS

Filed: July 31, 2001

Group Art Unit: 1761

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Applicants hereby appeal to the Board of Patent Appeals and Interferences from the decision dated August 1, 2005, of the Primary Examiner finally rejecting claims 1, 10 and 14-22.

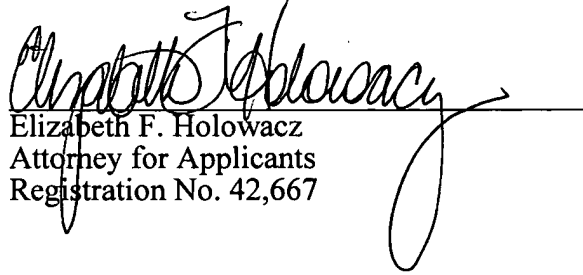
The items checked below are appropriate.

1. ☒ A Petition for a three month extension of time to respond to the final rejection, together with the \$ 1020.00 extension fee under 37 C.F.R. §1.17, is filed herewith.
2. ☐ A Petition for an additional \_\_\_\_\_ month extension of time to take further action, together with the \$ \_\_\_\_\_ extension fee under 37 C.F.R. §1.17, was filed \_\_\_\_\_.
3. ☒ Fee \$500.00  
☐ Fee \$250.00 (Verified Statement claiming small entity status is enclosed, if not filed previously.)  
☒ Enclosed  
☐ Not required (fee paid in prior appeal)  
☐ Charge to Deposit Account No. 06-1205 (One additional copy of this Notice enclosed herewith)

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4. ☒ Any prior general authorization to charge an issue fee under 37 C.F.R. 1.18 to Deposit Account No. 06-1205 is hereby revoked. The Commissioner is hereby authorized to charge any additional fees under 37 C.F.R. 1.16 or 1.17 which may be required during the entire pendency of this application, or to credit any overpayment, to Deposit Account No. 06-1205.
5. ☒ Applicants' undersigned attorney may be reached in our New York office by telephone at (212) 218-2100. All correspondence should continue to be directed to our address given below.

Respectfully submitted,



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